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8  
9 **UNITED STATES DISTRICT COURT**  
10 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 TONY NIVONGSO,

15 Defendant.

Case No. 2:14-cr-00128-JCM-PAL

**STIPULATION TO CONTINUE  
REVOCATION HEARING**  
(Third Request)

16  
17 IT IS HEREBY STIPULATED AND AGREED, by and between  
18 Nicholas A. Trutanich, United States Attorney, and Brian Y. Whang, Assistant United States  
19 Attorney, counsel for the United States of America, and Rene L. Valladares, Federal Public  
20 Defender, and Raquel Lazo, Assistant Federal Public Defender, counsel for Tony Nivongso,  
21 that the Revocation Hearing currently scheduled on June 19, 2020 at 11:30 am, be vacated and  
22 continued to a date and time convenient to the Court, but no sooner than one-hundred and  
23 twenty (120) days.

24 This Stipulation is entered into for the following reasons:

25 1. The supervised release petition alleges a new violation which is pending before  
26 Judge Boulware in Case No. 2:19-323-RFB-NJK. Defense counsel cannot proceed on the

1 current revocation hearing without resolving the new case. Since the last requested  
2 continuance, the new case was rescheduled for trial September 14, 2020.

3 2. Defense counsel has been able to review the discovery in the new  
4 case. Although the parties had been actively working towards a global resolution which would  
5 have resolved both pending cases, Mr. Nivongso has rejected the offer. The parties will now  
6 need to litigate a pretrial suppression issue in the new case. Pretrial motions are due on July 2,  
7 2020. The requested time will permit the motion to be fully briefed and litigated and for a ruling  
8 to issue.

9 3. The defendant is in custody and agrees with the need for the continuance.

10 4. The parties agree to the continuance.

11 This is the third request for a continuance of the revocation hearing.

12 DATED this 3<sup>rd</sup> day of June, 2020.

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14 RENE L. VALLADARES  
Federal Public Defender

NICHOLAS A. TRUTANICH  
United States Attorney

15  
16 */s/ Raquel Lazo*  
By \_\_\_\_\_

*/s/ Brian Y. Whang*  
By \_\_\_\_\_

17 RAQUEL LAZO  
Assistant Federal Public Defender

BRIAN Y. WHANG  
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 TONY NIVONGSO,

7 Defendant.  
8

Case No. 2:14-cr-00128-JCM-PAL

**ORDER**

9  
10 IT IS ORDERED that the revocation hearing currently scheduled for Friday, June 19,  
11 2020 at 11:30 a.m., be vacated and continued to October 21, 2020 at the hour  
12 of 10:00 a.m.

13 DATED June 12, 2020.

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16 UNITED STATES DISTRICT JUDGE  
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